

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE SELENIOUS ACID LITIGATION

C.A. No. 2:24-cv-07791 (BRM) (CLW)
(Consolidated)

**STIPULATION AND [PROPOSED]
AMENDED SCHEDULING ORDER**

Plaintiff American Regent, Inc. (“Plaintiff”) and Defendants Accord Healthcare, Inc., Aspiro Pharma Ltd., Cipla USA, Inc., Cipla Limited, Dr. Reddy’s Laboratories, Inc., Dr. Reddy’s Laboratories, Ltd., Gland Pharma Ltd., Hikma Pharmaceuticals USA Inc., RK Pharma, Inc., Somerset Therapeutics, LLC, Somerset Pharma, LLC, Odin Pharmaceuticals, LLC, Defendants Sun Pharmaceutical Industries Limited, Sun Pharmaceutical Industries, Inc., Xiromed, LLC, Xiromed Pharma España, S.L., and Zydus Pharmaceuticals (USA) Inc. (collectively, “Defendants”), hereby submit this Joint Stipulation and Proposed Amended Scheduling Order.

IT IS HEREBY STIPULATED AND AGREED by and between the parties, subject to the approval of the Court that the following schedule be entered in the above-referenced case:

Event	Proposed Deadline
Defendants File Joint Opposition to ARI’s Preliminary Injunction Motion (<i>see</i> ECF No. 115)	February 7, 2025

Defendants' Invalidity Contentions regarding the '565 and '957 patents L.Pat. R. 3.6(c), 3.3 L.Pat. R. 3.6(d), 3.4 (b,c)	February 18, 2025
Defendants' Non-Infringement Contentions regarding the '565 and '957 patents L. Pat. R. 3.6(e)	February 18, 2025
ARI Files Reply Brief in Support of Preliminary Injunction Motion (<i>see</i> ECF No. 115)	February 24, 2025
ARI's Infringement Contentions regarding the '565 and '957 patents L. Pat. R. 3.6(g), 3.1 L. Pat. R. 3.6(h), 3.2	March 18, 2025
ARI's Responses to Invalidity Contentions regarding the '565 and '957 patents L. Pat. R. 3.6(i), 3.4A	March 18, 2025
Status Conference	TBD (Subject to Court's Availability)
Exchange of Proposed Terms for Construction L. Pat. R. 4.1 (a, b)	March 20, 2025
Exchange of Preliminary Proposed Claim Constructions and Identification of All Supporting Intrinsic Evidence and Designation of Supporting Extrinsic Evidence L.Pat. R. 4.2 (a, b)	March 24, 2025
Exchange and Identification of All Rebuttal Intrinsic and Extrinsic Evidence	March 31, 2025

L.Pat. R. 4.2 (c, d)	
File Joint Claim Construction and Prehearing Statement L.Pat. R. 4.3	April 4, 2025
Completion of Claim Construction Fact Discovery L. Pat. R. 4.4	April 11, 2025
Opening Claim Construction Briefs L.Pat. R. 4.5(a)	April 18, 2025
Completion of Expert Discovery Relating to Claim Construction L. Pat. R. 4.5(b)	May 2, 2025
Responding Claim Construction Briefs L. Pat. R. 4.5(c)	May 7, 2025
Submit Proposed Schedule for Claim Construction Hearing L. Pat. R. 4.6	May 9, 2025
Markman Hearing	TBD
Status Conference	TBD (Subject to Court's Availability)
Substantial Completion of Document Production	May 23, 2025
Deadline for Amending Pleadings or Joining Parties	July 14, 2025
Close of Fact Discovery	July 14, 2025
Exchange of Opening Expert Reports on Issues for Which the Party Bears the Burden of Proof (including Plaintiffs' Expert Reports on Secondary	August 28, 2025

Considerations of Non-Obviousness)	
Exchange of Rebuttal Expert Reports	September 29, 2025
Exchange of Reply Expert Reports	October 29, 2025
Status Conference	TBD (Subject to Court's Availability)
Close of Expert Discovery	December 5, 2025
Dispositive Motions	TBD
Submission of the Parties' Joint Pretrial Order	TBD
Pretrial Conference	TBD
Trial	TBD

Dated: February 4, 2025

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SO ORDERED.

Honorable Cathy L. Waldor, U.S.M.J.